

ORIGINAL

FILED

08 MAR 19 PM 2:26

RICHARD W. WIERING
FED. U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIAUNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Donald Douglas Bone

Plaintiff,

vs. Director, James Tilton

California Department of Corrections
& Rehabilitation.Warden, John Marshal
California Mens Colony, et al. Defendant.

EV 08 1156

CASE NO.

PRISONER'S
APPLICATION TO PROCEED
IN FORMA PAUPERISMMC
(PR)

I, Donald Douglas Bone, declare, under penalty of perjury that I am the plaintiff in the above entitled case and that the information I offer throughout this application is true and correct. I offer this application in support of my request to proceed without being required to prepay the full amount of fees, costs or give security. I state that because of my poverty I am unable to pay the costs of this action or give security, and that I believe that I am entitled to relief.

In support of this application, I provide the following information:

1. Are you presently employed? Yes ___ No X AIA Unassigned Status

If your answer is "yes," state both your gross and net salary or wages per month, and give the name and address of your employer: Previously: Prison Industry Authority
while at C.T.F. Soledad

Gross: _____ Net: _____

Employer: _____

1 If the answer is "no," state the date of last employment and the amount of the gross and net
 2 salary and wages per month which you received. (If you are imprisoned, specify the last
 3 place of employment prior to imprisonment.)

4 Prison Industry Authority - Wood Products Division

5 @ .35¢/Hr + - \$30.00/Month Gross Salary

6
 7 2. Have you received, within the past twelve (12) months, any money from any of the
 8 following sources:

9 a. Business, Profession or Yes ____ No X
 10 self employment

11 b. Income from stocks, bonds, Yes ____ No X
 12 or royalties?

13 c. Rent payments? Yes ____ No X

14 d. Pensions, annuities, or Yes ____ No X
 15 life insurance payments?

16 e. Federal or State welfare payments, Yes ____ No X
 17 Social Security or other govern-
 18 ment source?

19 If the answer is "yes" to any of the above, describe each source of money and state the amount
 20 received from each.

21 _____
 22 _____

23 3. Are you married? Yes ____ No X

24 Spouse's Full Name: _____

25 Spouse's Place of Employment: _____

26 Spouse's Monthly Salary, Wages or Income:

27 Gross \$ _____ Net \$ _____

28 4. a. List amount you contribute to your spouse's support: \$ _____

5 _____

6 _____

28 _____ \$ _____ \$ _____

9. Do you have any other debts? (List current obligations, indicating amounts and to whom they are payable. Do not include account numbers.)

Court Ordered Restitution	Total	\$10,000
Superior Court of California		
County of Santa Clara	outstanding	\$ 9,036.04

10. Does the complaint which you are seeking to file raise claims that have been presented in other lawsuits? Yes X No

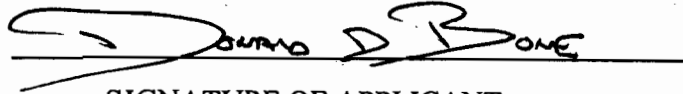
Please list the case name(s) and number(s) of the prior lawsuit(s), and the name of the court in which they were filed. See: **MEMORANDUM OF POINTS AND AUTHORITIES**
Table of Authorities: CASES / LAW

I consent to prison officials withdrawing from my trust account and paying to the court the initial partial filing fee and all installment payments required by the court.

I declare under the penalty of perjury that the foregoing is true and correct and understand that a false statement herein may result in the dismissal of my claims.

February 21, 2008

DATE



SIGNATURE OF APPLICANT

Donald Douglas Bone

COPY

NOTE TO COURT: - ORIGINAL COPY SENT TO CALIFORNIA MENS COLONY
TRUST ACCOUNTING OFFICE FOR PROCESSING, MARCH 2008

- 1st COPY SENT TO JUDGE COUNSELOR KEEL CCI
Case Number: CV 08-1156 MMC (PR)
FEB 21 2008 - NO REPLY

**CERTIFICATE OF FUNDS
IN
PRISONER'S ACCOUNT**

I certify that attached hereto is a true and correct copy of the prisoner's trust account
statement showing transactions of Donald D Bone P-30877 for the last six months
[prisoner name]
California Mens Colony where (s)he is confined.
[name of institution]

I further certify that the average deposits each month to this prisoner's account for the
most recent 6-month period were \$ _____ and the average balance in the prisoner's
account each month for the most recent 6-month period was \$ _____.

Dated: _____

[Authorized officer of the institution]

CALIFORNIA DEPARTMENT OF CORRECTIONS

CALIFORNIA MEN'S COLONY

INMATE TRUST ACCOUNTING SYSTEM

INMATE TRUST ACCOUNT STATEMENT

FOR THE PERIOD: JAN. 10, 2008 THRU FEB. 04 2008

ACCOUNT NUMBER : P30877

BED/CELL NUMBER: WFL42417 1007 1007

ACCOUNT NAME : BONE, DONALD DOUGLAS

ACCOUNT TYPE: 1

PRIVILEGE GROUP: A

TRUST ACCOUNT ACTIVITY

<< NO ACCOUNT ACTIVITY FOR THIS PERIOD >>

CURRENT HOLDS IN EFFECT

DATE PLACED	HOLD CODE	DESCRIPTION	COMMENT	HOLD AMOUNT
01/25/2008	H106	UNITED PARCEL SERVICE HOLD	3292	4.86
01/25/2008	H106	UNITED PARCEL SERVICE HOLD	3292	6.15
02/04/2008	H104	DAMAGES HOLD	3426/WF03	10.00

TRUST ACCOUNT SUMMARY

BEGINNING BALANCE	TOTAL DEPOSITS	TOTAL WITHDRAWALS	CURRENT BALANCE	HOLDS BALANCE	TRANSACTIONS TO BE POSTED
0.00	0.00	0.00	0.00	21.01	0.00

 CURREN-
 AVAILABLE
 BALANCE

00.00

EPORT ID: TS3030 701

REPORT DATE: 01/08/08

PAGE NO:

1

CALIFORNIA DEPARTMENT OF CORRECTIONS
CTF SOLEDAD/TRUST ACCOUNTING
INMATE TRUST ACCOUNTING SYSTEM
INMATE TRUST ACCOUNT STATEMENT

FOR THE PERIOD: OCT 01, 2007 THRU JAN. 08, 2008

ACCOUNT NUMBER : P30877

BED/CELL NUMBER: CFFWT1000000116U

ACCOUNT NAME : BONE, DONALD DOUGLAS

ACCOUNT TYPE: I

PRIVILEGE GROUP: A

TRUST ACCOUNT ACTIVITY

DATE	TRAN CODE	DESCRIPTION	COMMENT	CHECK NUM	DEPOSITS	WITHDRAWALS	BALANCE
0/01/2007		BEGINNING BALANCE					312.91
0/06	D550	INMATE PAYROL	1107 PIA1		36.20		349.11
0/23	FC05	DRAW-FAC 5	1315 EDORM			22.20	326.91
0/27	W476	DONATION-PROT	1376TITHE			5.00	321.91
1/06	D550	INMATE PAYROL	1428 PIA 1		30.05		351.96
1/09	W516	LEGAL COPY CH	1512 LCOPY			4.10	347.86
1/10	W516	LEGAL COPY CH	1526 LCOPY			0.30	347.56
2/06	D550	INMATE PAYROL	1746 PIA2		7.04		354.60
2/26	FC01	DRAW-FAC 1	1968 ML			30.00	324.60

TRUST ACCOUNT SUMMARY

BEGINNING BALANCE	TOTAL DEPOSITS	TOTAL WITHDRAWALS	CURRENT BALANCE	HOLDS BALANCE	TRANSACTIONS TO BE POSTED
312.91	73.29	61.60	324.60	0.00	66.90

CURRENT
AVAILABLE
BALANCE

257.70

03 3

FOR THE PERIOD: JUL 01, 2007 THRU OCT. 11, 2007

BED/CELL NUMBER: CFED00000000106U

ACCOUNT TYPE: I

ACCOUNT TYPE: I

TRUST ACCOUNT ACTIVITY

1977-11-15

TRUST ACCOUNT SUMMARY

CURRENT
AVAILABLE
BALANCE

349.11

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

ORIGINAL
FILED

FEB 27 2008

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Dear Sir or Madam:

Your complaint has been filed as civil case number

CV 08

1156

A filing fee of \$350.00 is now due. If you are unable to pay the entire filing fee at this time, you must sign and complete this court's Prisoner's In Forma Pauperis Application in its entirety. If the application is granted, you will not have to prepay the fee, but it will be taken out of income to your prisoner account in installments.

Your complaint is deficient because you did not pay the filing fee and:

1. ☐ you did not file an In Forma Pauperis Application.
2. ☒ the In Forma Pauperis Application you submitted is insufficient because:

☐ You did not use the correct form. You must submit this court's current Prisoner's In Forma Pauperis Application.

☐ Your In Forma Pauperis Application was not completed in its entirety.

☐ You did not sign your In Forma Pauperis Application.

☒ You did not submit a Certificate of Funds in Prisoner's Account completed and signed by an authorized officer at the prison. - SENT TO TRUST ACCOUNT OFFICE

☒ You did not attach a copy of your prisoner trust account statement showing transactions for the last six months. ATTACHED

☐ Other _____

Enclosed you will find this court's current Prisoner's In Forma Pauperis Application, which includes a Certificate of Funds in Prisoner's Account form, and a return envelope for your convenience.

Warning: YOU MUST RESPOND TO THIS NOTICE. If you do not respond within **THIRTY DAYS** from the filing date stamped above, your action will be **DISMISSED**, the file closed and the entire filing fee will become due immediately. Filing a Prisoner's In Forma Pauperis Application will allow the court to determine whether installment payment of the filing fee should be allowed.

Sincerely,
RICHARD W. WIEKING, Clerk,

By _____
Deputy Clerk

BONE